Preserve

App F IX-4

Previous References

193 C. (Mecmisc)

File No. 216-30

Serial Nos. 345

Later References

mec 28-31 84

G & S 32 22

PRESERVED

General and Revenue Secretariat.

Serial Nos 345

Part B for April 31

SUBJECT

Bill to amend the Improvement ~~Amendment of~~ the

Mec-Regn 1906

---

5 Letter no L 8468 D 14 4 38 to Glen for to Govt forwarding the final report of the Select Committee appointed to consider the Bill with a copy of the amended Bill as finally approved by the Committee

General and Revenue Secretariat — File No 266 of 193 .

Serial No

Bill further to amend the Mysore Municipal Regulatio

A copy of the Bill as revised by the Committee is submitted with a draft report of the Committee and a statement of objects and reasons for approval.

While revising the Draft Minor Municipalities Bill, it was found necessary to amend the Major Municipalities Bill in certain respects and this opportunity has been taken to introduce the following new amendments without which the Bill would not be complete.

(1) Clause 3 A sub-clause has been added substituting the words "or other" for the words "Town and Minor" in section 8.A.

This is consequential to removing Minor Municipalities from the scope of the existing Municipal Regulation.

(2) Clause 19. A sub-clause as in section 29(2)(h) of the Mysore District Boards' Regulation has been added to require the presiding officer to vacate the chair if in any matter under discussion the presiding officer has a pecuniary interest.

(3) Clause 40. The wording has been slightly altered so as to accord with that in the Municipalities Bill and sub-clause is added to require the Assessor to conduct the Revenue Audit of the Municipalities in the District

NOTE—Contn Sheet

WD 02553—30,000—GPB—8-7 30

£4.3.31

File No. of 193. General and Revenue Secretariat

4. Clause 92. A sub-clause has been added to clause 92 to amend section 179.A so as to avoid specific reference to Minor and Town Municipalities as the need for making distinctions between different Municipalities in the Regulation ~~is~~ no longer exists.

OFFICE OF THE THIRD MEMBER
11 MAR 1931
No 5645

(5) Clause 104. Two sub-sections have been inserted one for omitting the words "in a City Municipality" in section 186.G. as these words are no longer necessary and the other for omitting the word and figure "section 45" in clause (d) of the proviso to section 186 G. as no offence for which the Municipal Council may institute criminal proceedings has been specified in Section 45 as amended by clause 30 of the Bill.

2 The changes specified above are all consequential to the amendments already approved and may be circulated to the members for their formal approval.

3 A draft letter to the Members of the Committee is submitted for approval.

11/3/31 3rd Member) 11.3.31

4. A. 11/3/31 A.

Issue... 11.3.31.

General and Revenue Secretariat | MC File No 216 of 1930

Serial No	
3	Letter No. 7528-35-D 14-3-31. Forwards the Report & Proceedings for disposal & Draft reminder for issue to certain members who have not yet returned the representation.
	MR 24/3 Issue VS 25.3.31
	O
	Note 7895-900-D 25.3.31 issued
	Note 8159-62-D 1.4.31
	Do. reminder to Hon. Sir Manjunadh is put up, as all others have sent back the report approved
	MR 7. Issue 1/4 Sir M 4/31
	Do. Note 8625-D 11-4-31 issued Letter D 12-4-31 from the Maharaja Rajpipla forwarding the Report.
8.	All the members have ratified the decisions which were now be sent to Govt. for approval
	MR 13/4/31 Chairman VS 13.4.31

OFFICE OF THE THIRD MEMBER APR 1931 No 6828

NOTE—Contn Sheet

WD 02553—50,000—GPB—8 7 30

Should be sent to Govt. and the matter dealt with by the next

mc File No 216 of 198

(0) Draft put up

14/4

Issue.

14.4.31.

To The Secretary to Govt
No L.8468 Dy 14-4-31 forwarding
the committee report & the
copy of the bill as finally
approved by the Committee

L7525-35
Enc 2

Mr 216-30-3

To

The Members of the Municipal Regulation Amendment Committee.

Sir,

I am directed to forward herewith a copy ~~of the draft report~~ of the final report of the Committee ~~to Government~~ -- together with the proceedings of the -- Committee at the meeting held on the 10th February 1931 and to request that it may be kindly signed and returned within a week.

Dy 14 32/31

Policy MW V.S Scott

2. While revising the draft Minor Municipalities Bill so as to accord in essential matters with the provisions of ~~the Major Municipalities~~ Bill as decided at the last meeting, it has been found necessary to incorporate the following five amendments which are all consequential to those already approved and without which the Bill would not be complete.

(1) Clause 3. A sub-clause has been added substituting the words "or other" for the words "Town or Minor" in Section 8.A. This is consequential to removing Minor Municipalities from the scope of the existing Municipal Regulation.

(2) Clause 19. A sub-clause as in Section 29(2)(h) of the Mysore District Boards' Regulation has been added to require the presiding officer to vacate the chair if in any matter under discussion the presiding officer has a pecuniary interest.

(3) Clause 40. The wording has been slightly

order

altered so as to accord with that in the -- Municipalities Bill and sub-clause is added to require the Assessor to conduct the Revenue Audit of the Municipalities in the District.

(4) Clause. 92. A sub-clause has been added to clause 92 to amend section 179.A so as to avoid specific reference to Minor and Town Municipalites as the need for making distinctions between different Municipalities in the Regulation no longer exists.

(5) Clause 104:- Two sub-sections have been inserted one for omitting the words "in a City ~~Municipality~~ Municipality" in Section 186.G as these words are no longer necessary and the other for -- omitting the word and figure in Clause (d) of the proviso to section 186 G as no offence for which the Municipal Council may institute -- criminal proceedings has been specified in Section 45 as amended by clause 30 of the Bill.

3 Your approval to these additional amendments is also requested.

I have etc.

11.3 31

Secretary to the Commission

28/3/31

Report of the Special Committee for the consideration of the Municipal Amendment -- Bills.

We the members of the Committee appointed to consider the Draft Minor Municipalities Bill and the Bill further to amend the Mysore Municipal Regulation, 1906, beg to submit the following final report in continuation of our first Report.

2. The Committee met for seven days on the 1st and 29th September 1928, 6th October 1928 9th February 1929, 11th January 1930, 15th February 1930 and 10th February 1931. The meetings were presided over by Rajamantrapravina Mr. C.S. Balasundaram Iyer on all the days except the last day when Rajakaryapravina Mr. P.G. D'Souza, presided in his absence on leave. Messrs. C. Ranganatha Rao Baheb and P. Mahadevayya were appointed as additional members of the Committee in Government Order No. 5033-44 Mis 91-27-56 dated 29th January 1929. The Committee went into the provisions of the Bill further to amend the Municipal Regulation very carefully clause by clause and also into the several questions referred to them from time to time including the important question of introduction of a provision for regulating trade in cotton and other commodities raised by Mr. C. Ranganatha Rao Sahib, Director of Industries and Commerce in Mysore. As regards this last matter the Committee are of opinion that it is inexpedient to make any provision for this in the Municipal Regulation and it

is ~~xxxxxx~~ desirable to have a separate Regulation for controlling Cotton markets on the basis of Bombay Act XVII of 1927. The Director of Industries and Commerce who was present during the discussion of the subject agreed to take needful action ~~xxxxx~~ accordingly.

3. A copy of the proceedings of the Committee recorded from time to time and setting forth in detail the several - - changes ~~xx~~ discussed and incorporated in the Bill together with copy of the Bill as finally approved by them is enclosed.

4. The following important principles which are embodied in the Bill have the unanimous support of the Committee.

(1) Raising the elected element of Municipal Councils to 2/3rds of the total strength. (Cluase 4)

(2) General revision of the Municipal Election Roll to be made once in three years instead of annually (Cluase 6)

(3) Allowing appeals on points of law to the High Court from the order of the District Judge in election disputes. (Cluase 13)

(4) Leaving the appointment of Vice-President to the discretion of th Municipal Council and limiting th term of the Presidents and Vice-Presidents when elected by the Municipal Councils to one year, and providing for the automatic vacation of office by Presidents

and Vice-Presidents when resolutions to that effect are passed by the Municipal Council. (Cluase 15)

(5)In consideration of the appointment of Chief Officers generally for all Municipalities, divesting the Presidents of their power to -- generally exercise the executive functions of the Municipal - - Council and in order to meet the requirements of Municipalities when ~~their~~ is neither a Chief - Officer nor a Municipal Commissioner, empowering Presidents to exercise all the powers of a Municipal - Commissioner in City Municipalities and of a Chief Officer in other Municipalities.(Cluase 16)

(6)Essential servants of Municipal Councils such as sweepers, ~~scaven-gers~~ etc., to be required to give one month's notice before resigning their office. (Cluase 29)

(7) Payment of compassionate gratuity to surviving relations of Municipal employees. (Cluase 31(1)

(8) Taking power to Government to frame rules in regard to levy of taxes and other matters incidental thereto ~~in~~ to secure uniformity in all ~~rules~~ rules. (Cluase 31(3))

(9) Numbering and registration of all vehicles liable to Municipal -- Taxation and increase in the -

the maximum rate of taxes on motor vehicles. (Cluase 33)

(10) Amplification of the discretionary duties of Municipal Councils by including the provision of transport facilities, supply of electricity for lighting and power, promotion of Societies for providing housing accommodation and other matters. (Cluase 37)

(11) Levy of terminal tax where Octroi is not levied. (Cluase 38)

(12) Appointment of an Assessor for assessing taxes imposed in the form of tax on buildings and lands (Cluase 40)

(13) Composition of Octroi and toll. (Cluase 49)

(14) Attachment of immoveable property of defaulters for recovery of Municipal revenue. (Cluase 51)

(15) Occupation of new buildings to be made after notice to Municipal Council. (Cluase 61).

(16) Surcharge of persons responsible by Deputy Commissioners on the report of the Auditor and provision of appeals from orders of Deputy Commissioners. (Cluase 84)

(17) Empowering Deputy Commissioners to inspect City Municipal - - offices when authorised by -- Government. (Cluases 87 and 93)

(18) Taking power to Government to annu or amend any proceeding or resolu tion of Municipal Councils or -- their executive which is not in- corformity with law or orders in force.

(19) Appointment of Chief Officer to be compulsory unless exempted by - Government. (Cluase 96)

(20) Amplification of powers of Chief officers and Municipal Commis- sioners. (Clauses 99 & 105)

(21) Raising the maximum rates of -- taxes on motor vehicles. (Cluase 109)

(22) Revision of maximum rates of toll so as to accord with those in - force on State Roads and dispen- sing with tolls on animals (Cluase 110)

In this connection the Committee -- consider it necessary to prescribe a unifo procedure for the levy of tolls and they recommend that a Tolls Regulation be enact- ed to regulate the levy of tolls by Govern- ment and local bodies.

5. The important changes introduced are

are also embodied in the statement of - objects and reasons to the Bill.

6. The Committee recommend that the Draft Minor Municipalities Bill already submitted be revised so as to conform as far as possible to the provisions made in the present Bill in all essential matters.

7. The Committee have to specially bring to the notice of Government that of the five urgent matters on which action was recommended in para 8 of their previous report, the Regulation has been amended only in respect of the removal of sex disqualification and that necessary provisions in regard to the remaining -- matters have been incorporated in the -- present Bill.

8. In order to facilitate reference, the several sections of the Regulation which would be amended by the Bill are shown -- against the clauses concerned with the -- omissions and additions recommended by the Committee clearly noted therein.

9. The Committee wish to bring to the special notice of Govt the valuable services rendered by Mr. T.K Someswara Iyer, Secretary to the Committee and Mr. D. Sitaramaiya, Supdt of the L S G Branch in connection with the bill and they take this opportunity to place on record their appreciation of the work rendered by these gentlemen in getting through the work of the Committee.

11.3.31

Government of His Highness the Maharaja of Mysore.

General and Revenue Secretariat.

No. L. 7525-35 / ML216-20-2/2 Bangalore, Dated the 16th March 1931.

From

V. Subramanya Sastry, Esq., B.A.,

to Secretary to the Municipal Regulation Amendment Committee. Ex. 4446

To

N. Madhava Rao, Esq., B.A., B L.,

Chief Secretary to the Government of Mysore.

Rec'd 14 March 1931

Sir,

The report is signed & returned

I am directed to forward herewith a copy of the final report of the Committee together with the proceedings of the Committee at the meeting held on the 10th February 1931 and to request that it may be kindly signed and returned within a week.

16/3/31

16 3 31

16/3/31

2. While revising the draft Minor Municipalities Bill so as to accord in essential matters with the provisions of this Bill as decided at the last meeting, it has been found necessary to incorporate herein the following five amendments which are all consequential to those already approved and without which the Bill would not be complete.

The report is signed

(1) Clause. 3.- A sub-clause has been added substituting the words "or other" for the words "Town or Minor" in Section 8.A. This is consequential to removing Minor Municipalities from the scope of the existing Municipal Regulation.

(2) Clause. 19. A sub-clause as in Section 29 (2) (h) of the Mysore District Boards' Regulation has been added to require the presiding officer to vacate the chair if in any matter under discussion the presiding officer has a pecuniary interest.

(3) Clause 40.- The wording has been slightly altered so as to accord with that in the Municipalities

Bill and a sub-clause is added to require the --- Assessor to conduct the Revenue Audit of the -- Municipalities in the District.

(4) Clause. 92.- A sub-clause has been added to clause 92 to amend section 179.A so as to avoid ~~xxxxxxx~~ specific reference to Minor and Town Municipalities as the need for making distinctions between different Municipalities in the Regulation no longer exists.

(5) Clause 104.- Two sub-sections have been inserted one for omitting the words "in a City Municipality" in -- section 186.G as these words are no longer necessary and the other for omitting the word and -- figure in clause (d) of the proviso to section -- 186.G as no offence for which the Municipal - - Council may institute criminal proceedings has been specified in Section 45 as amended by clause 30 of the Bill.

3. Your approval to these additional amendments is also requested.

I have the honor to be,

Sir,

Your most obedient servant,

V Subramaniam

Secretary,
Municipal ~~Amendment~~ Regulation
Amendment Committee.

Bill and a sub-clause is added to require the --
Assessor to conduct the Revenue Audit of the --
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I have the honor to be,

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Your most obedient servant,

Secretary,
Municipal ~~Amendment~~ Regulation
Amendment Committee.

Report of the Special Committee for the consideration of the Municipal Amendment Bills.

We the members of the Committee appointed to consider the Draft Minor Municipalities Bill and the Bill further to amend the Mysore Municipal Regulation, 1906, beg to submit the following - final report in continuation of our first Report.

2. The Committee met for seven days on the 1st and 29th September 1928, 6th October 1928, 9th February 1929, 11th January 1930, 15th February 1930 and 10th February 1931 for the consideration of the Bill further to amend the Mysore Municipal Regulation. The meetings were presided over by Ramamantrapravina Mr. C.S. Balasundaram Iyer on all the days except the last day when Rajakaryaprayina Mr. P.G. D'Souza, presided in his absence on leave. Messrs. C. Ranganatha Rao Saheb and P. Mahadevayya were appointed as additional members of the Committee in Government Order No. 5033-44/Ml. 91-27-56, dated 29th January 1929. The Committee went into the provisions of the Bill further to amend the Municipal Regulation very carefully clause by clause and also into the several questions referred to them from time to time including the important question of introduction of a provision for regulating trade in cotton and other commodities raised by Mr. C. Ranganatha Rao Sahib, Director of Industries and Commerce in Mysore. As regards this last matter the Committee are of opinion that it is inexpedient to make any - provision for this in the Municipal Regulation and it is desirable to have a separate Regulation for controlling Cotton markets on the basis of Bombay Act XVII of 1927. The Director of Industries and Commerce who was present during the discussion of the subject agreed to take needful action accordingly.

3. A copy of the proceedings of the Committee recorded from time to time and setting forth in detail the several changes discussed and incorporated in the Bill together with a copy of the Bill as finally approved by them is enclosed.

4. The following important principles which are embodied in the Bill have the unanimous support of the Committee.

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We the members of the Committee appointed to consider the Draft Minor Municipalities Bill and the Bill further to amend the Mysore Municipal Regulation, 1906, beg to submit the following final report in continuation of our first Report.

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(1) Raising the elected element of Municipal Councils to 2/3rds of the total strength. (Clause 4.)

(2) General revision of the Municipal Election Roll to be made once in three years instead of annually.

tion and other matters. (Clause 6.)

(3) Allowing appeals on points of law to the High Court from the order of the District Judge in election disputes. (Clause 13.)

(4) Leaving the appointment of Vice-President to the discretion of the Municipal Council, and limiting the term of the Presidents and Vice Presidents when elected by the Municipal Councils to one year, and providing for the automatic vacation of office by Presidents and Vice Presidents when resolutions to that effect are passed by the Municipal Council. (Clause 15)

(5) In consideration of the appointment of Chief Officers generally for all Municipalities, divesting the Presidents of their power to generally exercise the executive functions of the Municipal Council and in order to meet the requirements of Municipalities when there is neither a Chief Officer nor a Municipal Commissioner empowering Presidents to exercise all the powers of a Municipal Commissioner in City Municipalities and of a Chief Officer in other Municipalities. (Clause 16)

(6) Essential servants of Municipal Councils such as sweepers etc., to be required to give one month's notice before resigning their office. (Clause 29)

(7) Payments of compassionate gratuity to surviving relations of Municipal employees. (Clause 31(1))

(8) Taking power to Government to frame rules in regard to levy of taxes and other matters incidental thereto to secure uniformity in all rules. (Clause 31(3)

(9) Numbering and registration of all vehicles liable to Municipal taxation and increase in the rates of taxes on motor vehicles. (Clause 33.)

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(12) Appointment of an Assessor for assessing taxes imposed in the form of tax on buildings and lands. (Clause 40)

(13) Composition of Octroi and toll. (Clause 49)

(14) Attachment of immoveable property of defaulters for recovery of Municipal revenue. (Clause 51)

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(17) Empowering Deputy Commissioners to inspect City Municipal Offices when authorised by Government. (Clause 87 & 93)

(18) Taking power to Government to annul or amend any proceeding or resolution of Municipal Councils or their executive which is not inconformity with law or orders in force.

(19) Appointment of Chief Officer to be compulsory unless exempted by Government. (Clause 96)

(20) Amplification of powers of Chief Officers and Municipal Commissioners. (Clauses 99 & 105)

(21) Raising the maximum rates of taxes on motor vehicles. (Clause 109)

(22) Revision of maximum rates of toll so as to accord with those in force on State Roads and dispensing with tolls on animals. (Clause 110)

In this connection the Committee consider it necessary to prescribe a uniform procedure for the levy of tolls and they recommend that a Tolls Regulation be enacted to regulate the levy of tolls by Government and local bodies.

5. The important changes introduced are also embodied in the

statement of objects and reasons to the Bill.

6. The Committee recommend that the Draft Minor Municipalities Bill already submitted be revised so as to conform, as far as possible to the provisions made in the present Bill in all essential matters.

7. The Committee have to specially bring to the notice of Government that of the five urgent matters on which action was recommended in para 8 of their previous report, the Regulation has been amended only in respect of the removal of sex disqualification and that necessary provisions in regard to the remaining matters have been incorporated in the present Bill.

8. In order to facilitate reference, the several sections of the Regulation which would be amended by the Bill are shown against the clauses concerned with the omissions and additions recommended by the Committee clearly noted therein.

9. The Committee wish to bring to the special notice of Government the valuable services rendered by Mr. T.K. Someswara Iver, Secretary to the Committee and Mr. D. Sitaramaiya, Superintendent of the Local Self Government Branch in connection with the Bill and they take this opportunity to place on record their appreciation of the work rendered by these gentlemen in getting through the work of the Committee. Mr. Sitaramaiya's proficiency in the subject due to his long experience of Municipal matters and the interest he has taken in the work has been of great help to the Committee.

N. Mad Rama Rao
16/3/31

Mahadevappa
21/3/31

PROCEEDINGS OF THE MEETING OF THE MYSORE MUNICIPAL REGULATION AMENDMENT COMMITTEE HELD IN THE CHAMBERS OF THE THIRD MEMBER OF COUNCIL, PUBLIC OFFICES, BANGALORE, AT 2 P M, ON 10TH FEBRUARY 1931

I The Committee decided to adopt the Draft Bill as revised and printed with the following modifications —

(*a*) In sub-clause (2) of the clause 4, the words "or 18A" were inserted after the words "Section 18"

(*b*) In the proviso added by sub-clause (5) of clause 15, the word "not" was omitted, as the Committee considered that the out going President should be eligible for re-election

(*c*) Clause 87 was recast so as to empower the Deputy Commissioner to inspect all Municipal Offices and call for records and make Section 173A applicable to City Municipalities also, Section 173A as amended above was also brought within the purview of Section 180A

II Further amendment of the Bill in certain respects was next considered and it was decided to adopt the following modifications —

(*a*) *Section 23 (8)*

It was considered that the President and the Vice-President should be deemed to have vacated their seats —

(*a*) at once if a 'no confidence motion" is passed by a majority of not less than two-thirds of the whole number of Councillors,

(*b*) on the passing of a "no confidence motion" in respect of the same person at a meeting held not less than one month after the first "no confidence motion" was passed by a bare majority

(*b*) It was agreed to empower the Deputy Commissioners to delegate to Assistant Commissioners their powers to inspect Municipal Offices

(*c*) Schedule I of the Bill was revised so as to fix the maximum rate of vehicle-tax on motor vehicles as follows —

		Yearly
For every motor bus or lorry	Rs	60
For every motor car weighing 15 cwt or more	,,	40
For every motor car weighing less than 15 cwt	,,	30

(*d*) The Committee agreed that Government may be empowered to limit by rules the classes of traffic on which tolls may be levied by Municipal Councils and in order to do so, it was decided to amend Section 46 so as to authorise the Government to make rules in respect of matters specified in Section 46 (1) also

(*e*) Schedule II of the Bill was revised so as to subject motor lorries to a maximum toll of Rs 2

(*f*) It was decided to add a sub section to Section 23 so that the Vice-President may be deemed to have vacated his office of Vice-President on his being elected or nominated as President

(*g*) It was also agreed to add a sub-section to Section 26 prohibiting Councillors having pecuniary interest in any matter coming before the Council from voting on such subjects as in Section 29 (1) (g) of the Mysore District Boards Regulation

III The Committee desired that a paragraph be added at the end of the report to be submitted to Government, recording their appreciation of the good work done by Mr T K Someswara Iyer and Mr D Sitaramaiya in connection with the Bill

W D 1999—GPB—105—12 3 31

Government of His Highness the Maharaja of Mysore.

General and Revenue Secretariat.

No. 1. 7525-35 / Mel 216-30-3/2 Bangalore, Dated the 14th March 1931.

From

V. Subramanya Sastry, Esq., B.A.,

Secretary to the Municipal Population Amendment Committee.

To

Rao Sahib A.Thangavelu Mudaliar, Esq.,

Spencer Road, Bangalore.

Sir,

I am directed to forward herewith a copy of the final report of the Committee together with the proceedings of the Committee at the meeting held on the 10th February 1931 and to request that it may be kindly signed and returned with/in a week.

2. While revising the draft Minor Municipalities Bill so as to accord in essential matters with the provisions of this Bill as decided at the last meeting, it has been found necessary to incorporate herein the following five amendments which are all consequential to those already approved and without which the Bill would not be complete.

(1) Clause. 3.- A sub-clause has been added substituting the words "or other" for the words "Town or Minor" in Section 3.A. This is consequential to removing Minor Municipalities from the scope of the existing Municipal Regulation.

(2) Clause. 19. A sub-clause as in Section 20 (2) (h) of the Mysore District Boards' Regulation has been added to require the presiding officer to vacate the chair if in any matter under discussion the presiding officer has a pecuniary interest.

Bill and a sub-clause is added to require the Assessor to conduct the Revenue Audit of the Municipalities in the District.

(4) Clause. 92.- A sub-clause has been added to clause 92 to amend section 179.A so as to avoid specific reference to Minor and Town Municipalities as the need for making distinctions between different Municipalities in the Regulation no longer exists.

(5) Clause 104.- Two sub-sections have been inserted one for omitting the words "in a City Municipality" in section 186.C as these words are no longer necessary and the other for omitting the word and figure in clause (d) of the proviso to section 186.C as no offence for which the Municipal Council may institute criminal proceedings has been specified in Section 45 as amended by clause 30 of the Bill.

3. Your approval to these additional amendments is also requested.

I have the honor to be,

Sir,

Your most obedient servant,

V Subramaniyasastri

Secretary,
Municipal Ordinance Regulation
Amendment Committee.

I approve of the above additional amendments.

A Thangavelu Mudaliar

16/3/1931.

17.3.31

17-3-31

17.3.31

17.3.31

Appendix F G—1

SUBJECT

Diary No of letter replied to

General and Revenue Secretariat

( )

the *193*

Date of issue 19/3/31

Signed by M. V. Sastri

List of enclosures

Copied by

Examined by .

Section

File No

Serial No

No R 7765/31

To

Rao Sahib A. Dharmalingam
Mudaliar

Sir,

I am directed to request that the accompanying copy of the Report of the Municipal Amendment Committee may be returned with your signature approving the Resolution.

I have etc.

17/3/31

for Secretary.

Municipal Regn. Amendment Committee

mr RR No 2873

Report of the Special Committee for the consideration of the Municipal Amendment Bills.

4526/L

We the members of the Committee appointed to consider the Draft Mysore Municipalities Bill and the Bill further to amend the Mysore Municipal Regulation, 1906, beg to submit the following our final report in continuation of our first Report.

2. The Committee met for seven days on the 1st and 29th September 1939, 6th October 1939, 9th February 1939, 11th January 1940, 18th February 1940 and 10th February 1941 for the consideration of the Bill as further to amend the Mysore Municipal Regulation. The meetings were presided over by Rajamantrapravina Mr. C.S. Krishnamurthy Iyer on all the days except the last day when Rajakaryaprasakta Mr. P.G. Seshasa, presided in his absence on leave. Messrs. C. Ranganatha Setty and F. Mahadevayya were appointed additional members of the Committee in Government Order No. 5033-44/M1. 31-37-SC, dated 20th January 1939. The Committee went into the provisions of the Bill further to amend the Municipal Regulation very carefully clause by clause and also into the several questions referred to them from time to time including the important question of introduction of a provision for regulating trade in cotton and other commodities raised by Mr. C. Ranganatha Rao Saheb, Director of Industries and Commerce in Mysore. As regards this last matter the Committee are of opinion that it is inexpedient to make any provision for this in the Municipal Regulation and it is desirable to have a separate regulation for controlling cotton markets on the basis of Bombay Act XVII of 1927. The Director of Industries and Commerce who was present during the discussion of this subject agreed to take necessary action accordingly.

3. A copy of the proceedings of the Committee recorded from time to time and setting forth in detail the several changes discussed and incorporated in the Bill together with a copy of the Bill as finally approved by them is enclosed.

4. The following important principles which form the basis of the Bill have the unanimous support of the Committee.

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statement of objects and reasons to the MUNICIPAL TOWN

6. The Committee recommend that the Draft Minor Municipalities Bill already submitted be revised so as to conform as far as possible to the provisions made in the present Bill in all essential matters.

7. The Committee have to especially bring to the notice of Government that of the five urgent matters on which action was recommended in para 3 of their previous report, the legislation has been amended only in respect of the removal of sex disqualification and that necessary provisions in regard to the remaining matters have been incorporated in the present Bill.

8. In order to facilitate reference, the several sections of the Regulation which would be amended by the Bill are shown -- against the clauses concerned with the omissions and additions recommended by the Committee clearly noted therein.

9. The Committee wish to bring to the special notice of Government the valuable services rendered by Mr. T.K. Sreenivasa Iyer, Secretary to the Committee and Mr. D. Sitaramaiya, Superintendent of the Local Self Government Branch in connection with the Bill and they take this opportunity to place on record their appreciation of the work rendered by these gentlemen in getting through the work of the Committee. Mr. Sitaramaiya's proficiency in the subject due to his long experience of municipal matters and the interest he has taken in the work has been of great help to the Committee.

I approve of the above draft report of the Special Committee.

A. Rangamma Naidu.

16th March, 1931.

I approve of the above draft report of the Special Committee.

R. McCormack Wood.

18th March, 1931.

T. Sreenivasachar, Pleader
AND
MEMBER, LEGISLATIVE COUNCIL.

KOLAR TOWN.
South India

D 4481

Dated 17 3 1931

L. S. G. ERA [illegible]

I am in receipt of your No. 75-25-35 and 30-3/c dated 14th March 1937 enclosing a copy of the final report of the Committee together with the proceedings of the last meeting for my information and requesting my approval for certain amendments consequential to those already approved and without which the Bill would not be complete

I have no objections to the proposed amendments.

The copy of the final report sent to me is not complete. It ends abruptly with page 3 with only one line in Paragraph 5. I hope it will be convenient for you to let me have the remainder pink. I will be much obliged to you for it

A D.A bill for my attendance at the last meeting (10.2.37) may kindly be caused to be prepared in the Office and sent to me for signature and submission

Thanks in anticipation

Yours sincerely
T. Sreenivasachar
Pleader & Member

G R S. III—3]

ROUTINE NOTES

[To be used only for notes, requisitions, etc, not intended for permanent record]

B Should routine notes be written on small slips, the notes must de copied, or slips pasted on this form

W D 1960—GPB—1 50,000—2 5-21

Telegraphic Address "INDUSCOM

In reply please refer to
No

GOVERNMENT OF MYSORE
DEPARTMENT OF INDUSTRIES AND COMMERCE

OFFICE OF THE DIRECTOR

Dated Bangalore the 18th March 1931

FROM

C RANGANATHA RAO SAHIB ESQ, B A, B L
Director of Industries and Commerce in Mysore,
Bangalore (India)

GEN & REV SECTT.
4540
24 MAR 1
L S C Bgre

To

The Secretary,
Municipal Regulation Amendment Committee,
Old Public Offices, Bangalore.

SIR

With reference to your letter No. 7525-35/Ml. 216-30-3 dated the 14th March 1931 forwarding a copy of the final report of the Committee, I have the honor to inform you that the amendments made therein ~~fully~~ have my approval. As desired therein, I am returning herewith the report duly signed by me.

I have the honor to be,
Sir,
Your most obedient servant,

CRanganatha Rao Sahib

Director.

mas

(1) Fixing the elected element of Municipal Councils to 2/3rds of the total strength. (Clause 4.)

(2) General revision of the Municipal Election Roll to be made once in three years instead of annually. (Clause 6.)

(3) Allowing appeals on points of law to the High Court from the order of the District Judge in election disputes. (Clause 13.)

(4) Leaving the appointment of Vice-President to the discretion of the Municipal Council and ~~xxxx~~ limiting the term of the Presidents and Vice Presidents when elected by the Municipal Councils to one year, and providing for the automatic vacation of office by Presidents and Vice Presidents when resolutions to that effect are ~~xx~~ passed by the Municipal Council. (Clause 15)

(5) In consideration of the appointment of Chief Officers generally for all Municipalities, divesting the Presidents of their power to generally exercise the executive functions of the Municipal Council and in order to meet the requirements of Municipalities when there is neither a Chief Officer nor a Municipal Commissioner empowering Presidents to exercise all the powers of a Municipal Commissioner in City Municipalities and of a Chief Officer in other Municipalities. (Clause 16)

(6) Essential servants of Municipal Councils such as sweepers etc., to be required to give one month's notice before resigning their office. (Clause 29)

(7) Payments of compassionate ~~xxxxx~~ gratuity to surviving relations of Municipal employees. (Clause 31(1))

(8) Taking power to Government to frame rules in regard to levy of taxes and other matters incidental thereto to secure uniformity in all rules. (Clause 31(3)

(9) Numbering and registration of all vehicles liable to Municipal taxation and increase in the rates of taxes on motor vehicles. (Clause 35.)

(10) Amplification of the discretionary duties of Municipal councils by including the provision of transport facilities, supply of electricity for lighting and power, area promotion of Societies for providing housing accommodation and other matters. (Clause 37).

(11) Levy of terminal tax when octroi is not levied.(Clause 38

(12) Appointment of an Assessor for assessing taxes imposed in the form of tax on buildings and lands. (Clause 40)

(13) Composition of octroi and toll. (Clause 42)

(14) Attachment of immoveable property of defaulters for recovery of Municipal revenue. (Clause 51)

(15) Occupation of new buildings to be made after notice to Municipal Council. (Clause 61)

(16) Surcharge of persons responsible by Deputy Commissioners on the report of the Auditor and provision of appeals from orders of Deputy Commissioners. (Clause 84)

(17) Empowering Deputy Commissioners to inspect City Municipal Offices when authorised by Government. (Clause 87 & 93)

(18) Taking power to Government to annul or amend any proceeding or resolution of Municipal Councils or their executive which is not inconformity with law or orders in force.

(19) Appointment of Chief Officer to be compulsory unless exempted by Government. (Clause 96)

(20) Amplification of powers of Chief Officers and Municipal Commissioners. (Clauses 99 & 105)

(21) Raising the maximum rates of taxes on motor vehicles. (Clause 109)

(22) Revision of maximum rates of toll so as to accord with those in force on State Roads and dispensing with tolls on animals. (Clause 110)

In this connection the Committee kt consider it necessary o prescribe a uniform procedure for the levy of tolls and they ecommend that a Tolls Population be Enacted to regulate the evy of tolls by Government and local bodies.

5. The important changes intro uced are also embodied in the

(12) Appointment of an Assessor for assessing taxes imposed
in the form of tax on profits by Junta. (Items 45)

(11) Levy of terminal tax when object is not levied.(Items 38
& 39)

(10) Exemption of capitals for providing housing accommo-
dation by other persons. (Items 37).

(9) Imposition of penalties for providing housing accommo-
dation of capitals for profit. Exemption of firm part profit-
making by imposing the taxation of firm part profit-
making by imposing the taxation of firm part profit-
making by imposing the taxation

statement of objects and reasons to the Bill.

6. The Committee recommend that the Draft Minor Municipalities Bill already submitted be revised so as to conform as far as ~~xxxxxxx~~ possible to the provisions made in the present Bill in all essential matters.

7. The Committee have to specially bring to the notice of -- Government that of the five urgent matters on which action was recommended in para 8 of their previous report, the Regulation has been amended only in respect of the removal of sex disqualification and that necessary provisions in regard to the remaining matters have been incorporated in the present Bill.

8. In order to facilitate reference, the several sections of the Regulation which would be amended by the Bill are shown -- against the clauses concerned with the omissions and additions recommended by the Committee clearly noted therein.

9. The Committee wish to bring to the special notice of Government the valuable services rendered by Mr. T.K. Gomeswara Iyer, Secretary to the Committee and Mr. D. Sitaramaiya, Superintendent of the Local Self Government Branch in connection with the Bill and they take this opportunity to place on record their appreciation of the work rendered by these gentlemen in getting through the work of the Committee. Mr. Sitaramaiya's proficiency in the subject due to his long experience of Municipal matters and the interest he has taken in the work has been of great help to the Committee.

C Ranganadha Rao Saheb

Government of His Highness the Maharaja of Mysore.

General and Revenue Secretariat.

No. L. 7525-35 / Rev 216-30-3 / 2 Bangalore, Dated the 14th March 1931.

A1 orig 16/3/31 Subd

From

V. Subramanya Sastry, Esq., B.A.,

Secretary to the Municipal Regulation Amendment Committee.

13744

13744

13 MAR 1931

To,

Action taken to approve of the amendments CRR

C.Ranganatha Rao Sahib, Esq., B.A., B L.,

Director of Industries and Commerce in Mysore.

Sir,

I am directed to forward herewith a copy of the final report of the Committee together with the proceedings of the Committee at the meeting held on the 10th February 1931 and to request that it may be kindly signed and returned within a week.

2. While revising the draft Minor Municipalities Bill so as to accord in essential matters with the provisions of this Bill as decided at the last meeting, it has been found necessary to incorporate herein the following five amendments which are all consequential to those already approved and without which the Bill would not be complete.

(1) Clause. 3.- A sub-clause has been added substituting the words "or other" for the words "Town or Minor" in Section 3.A. This is consequential to removing Minor Municipalities from the scope of the existing Municipal Regulation.

(2) Clause. 19. A sub-clause as in section 19 (2) (h) of the Kolar District Boards' Regulation has been added to require the presiding officer to cease to take the chair if in any matter under discussion the presiding officer has a pecuniary interest.

(3) Clause 47.- The opening [illegible] slightly altered as

Bill and a sub-clause is added to require the Assessor to conduct the Revenue Audit of the Municipalities in the District.

(4) Clause 92.- A sub-clause has been added to clause 92 to amend section 179.A so as to avoid ~~xxxxxxx~~ specific reference to Minor and Town Municipalities as the need for making distinctions between different Municipalities in this regulation no longer exists.

(5) Clause 104.- Two sub-sections have been inserted one for omitting the words "in a City Municipality" in section 186.Since these words are no longer necessary and the other for omitting the word and figure in clause (d) of the proviso to section 186.C as no offence for which the Municipal Council may institute criminal proceedings has been specified in Section 45 so amended by clause 70 of the Bill.

3. Your approval to these additional amendments is also requested.

I have the honor to be,

Sir,

Your most obedient servant,

V Subramanyasastri

Secretary,
Municipal ~~xxxxxxx~~ Regulation
Amendment Committee.

25.3.31

Basavangudi
Bangalore
24 3 1931

per R R
Ex 25(3)(3)(

GEN & REV SECTT.
25 MAR 1931
L & G BRANCH

From

B Nagappa Esq
Barat-at-Law
Retired Legal Remembrancer
& Secretary to Govt
Law Dept,

To

V. Subramanya Sastry Esq B A,
Secretary to the Municipal
Regulation Amendments
Committee

Sir

I am in receipt of your letter No 752-35-Mel 216-30-3/2 dated 14th March 31 with its enclosure & I have signed the final report of the Committee as desired by you.

I have the honour, &c.,
Your most obedt servant
B Nagappa.

Report of the Special Committee for the consideration of the Municipal Amendment Bills.

We the members of the Committee appointed to consider the Draft Minor Municipalities Bill and the Bill further to amend the Mysore Municipal Regulation, 1906, beg to sub it the following final report in continuation of our first Report.

2. The Committee met for seven days on the 1st and 29th September 1928. 6th October 1928, 9th February 1929, 11th January 1930, 15th February 1930 and 10th February 1931 for the consideration of the Bill further to amend the Mysore Municipal Regulation. The meetings were presided over by Rajamantrapravina Mr. C.J. Balasundaram Iyer on all the days except the last day when Rajakaryapravina Mr. P.C. D'Souza, presided in his absence on leave. Messrs. C. Ranganatha Rao Saheb and P. Mahadevayya were appointed as additional members of the Committee in Government Order No. 5033-44/Ml. 91-27-56, dated 29th January 1929. The Committee went into the provisions of the Bill further to amend the Municipal Regulation very carefully clause by clause and also into the several questions referred to them from time to time including the important question of introduction of a provision for regulating trade in cotton and other commodities raised by Mr. C. Ranganatha Rao Sahib, Director of Industries and Commerce in Mysore. As regards this last matter the Committee are of opinion that it is inexpedient to make any provision for this in the Municipal Regulation and it is desirable to have a separate Regulation for controlling Cotton markets on the basis of Bombay Act XVII of 1927. The Director of Industries and Commerce who was present during the discussion of the subject agreed to take needful action accordingly.

3. A copy of the proceedings of the Committee recorded from time to time and setting forth in detail the several changes discussed and incorporated in the Bill together with a copy of the Bill as finally approved by them is enclosed.

4. The following important principles which are embodied in the Bill have the unanimous support of the Committee.

(1)

(1) Raising the elected element of Municipal Councils to 2/3rds of the total strength. (Clause 4.)

(2) General revision of the Municipal Election Roll to be made once in three years instead of annually. (Clause 6.)

(3) Allowing appeals on points of law to the High Court from the order of the District Judge in election disputes. (Clause 13.)

(4) Leaving the appointment of Vice-President to the discretion of the Municipal Council and limiting the term of the Presidents and Vice Presidents when elected by the Municipal Councils to one year.. and providing for the automatic vacation of office by Presidents and Vice Presidents when resolutions to that effect are passed by the Municipal Council. (Clause.15)

(5) In consideration of the appointment of Chief Officers generally for all Municipalities, divesting the Presidents of their power to generally exercise the executive functions of the Municipal Council and in order to meet the requirements of Municipalities when there is neither a Chief Officer nor a Municipal Commissioner empowering Presidents to exercise all the powers of a Municipal Commissioner in City Municipalities and of a Chief Officer in other Municipalities. (Clause 16)

(6) Essential servants of Municipal Councils such as sweepers etc., to be required to give one month's notice -- before resigning their office. (Clause 29)

(7) Payments of compassionate gratuity to surviving relations of Municipal employees. (Clause 31(1))

(8) Taking power to Government to frame rules in regard to levy of taxes and other matters incidental thereto to secure uniformity in all rules. (Clause 31(3)

(9) Numbering and registration of all vehicles liable to Municipal taxation and increase in the rates of taxes on motor vehicles. (Clause 33.)

(10) Amplification of the discretionary duties of Municipal councils by including the provision of transport facilities, supply of electricity for lighting and power, promotion of Societies for providing housing accommodation and other matters. (Clause 37).

(11) Levy of terminal tax when octroi is not levied.(Clause 38

(12) Appointment of an Assessor for assessing taxes imposed in the form of tax on buildings and lands. (Clause 40)

(13) Composition of Octroi and toll. (Clause 49)

(14) Attachment of immoveable property of defaulters for recovery of Municipal revenue. (Clause 51)

(15) Occupation of new buildings to be made after notice to Municipal Council. (Clause 61)

(16) Surcharge of persons responsible by Deputy Commissioners on the report of the Auditor and provision of appeals from orders of Deputy Commissioners. (Clause 84)

(17) Empowering Deputy Commissioners to inspect City Municipal Offices when authorised by Government. (Clause 87 & 93)

(18) Taking power to Government to annul or amend any proceeding or resolution of Municipal Councils or their executive which is not inconformity with law or orders in force.

(19) Appointment of Chief Officer to be compulsory unless exempted by Government. (Clause 96)

(20) Amplification of powers of Chief Officers and Municipal Commissioners. (Clauses 99 & 105)

(21) Raising the maximum rates of taxes on motor vehicles. (Clause 109)

(22) Revision of maximum rates of toll so as to accord with those in force on State Roads and dispensing with tolls on animals. (Clause 110)

In this connection the Committee kx consider it necessary to prescribe a uniform procedure for the levy of tolls and they recommend that a Tolls Regulation be enacted to regulate the levy of tolls by Government and local bodies.

5. The important changes introduced are also embodied in the

statement of objects and reasons to the Bill.

6. The Committee recommend that the Draft Minor Municipalities Bill already submitted be revised so as to conform as far as ~~possible~~ possible to the provisions made in the present Bill in all essential matters.

7. The Committee have to specially bring to the notice of Government that of the five urgent matters on which action was recommended in para 8 of their previous report, the Regulation has been amended only in respect of the removal of sex disqualification and that necessary provisions in regard to the remaining matters have been incorporated in the present Bill.

8. In order to facilitate reference, the several sections of the Regulation which would be amended by the Bill are shown against the clauses concerned with the omissions and additions recommended by the Committee clearly noted therein.

9. The Committee wish to bring to the special notice of Government the valuable services rendered by Mr. T.K. Someswara Iyer, Secretary to the Committee and Mr. D. Sitaramaiya, Superintendent of the Local Self Government Branch in connection with the Bill and they take this opportunity to place on record their appreciation of the work rendered by these gentlemen in getting through the work of the Committee. Mr. Sitaramaiya's proficiency in the subject due to his long experience of Municipal matters and the interest he has taken inthe work has been of great help to the Committee.

PROCEEDINGS OF THE MEETING OF THE MYSORE MUNICIPAL REGULATION AMENDMENT COMMITTEE HELD IN THE CHAMBERS OF THE THIRD MEMBER OF COUNCIL, PUBLIC OFFICES, BANGALORE, AT 2 P M, ON 10TH FEBRUARY 1931

I The Committee decided to adopt the Draft Bill as revised and printed with the following modifications —

(*a*) In sub-clause (2) of the clause 4, the words "or 18A" were inserted after the words "Section 18"

(*b*) In the proviso added by sub-clause (5) of clause 15, the word "not" was omitted, as the Committee considered that the out going President should be eligible for re-election

(*c*) Clause 87 was recast so as to empower the Deputy Commissioner to inspect all Municipal Offices and call for records and make Section 173A applicable to City Municipalities also, Section 173A as amended above was also brought within the purview of Section 180A

II Further amendment of the Bill in certain respects was next considered and it was decided to adopt the following modifications —

(*a*) *Section 23 (8)*

It was considered that the President and the Vice-President should be deemed to have vacated their seats —

(*a*) at once if a 'no confidence motion" is passed by a majority of not less than two-thirds of the whole number of Councillors,

(*b*) on the passing of a "no confidence motion" in respect of the same person at a meeting held not less than one month after the first "no confidence motion" was passed by a bare majority

(*b*) It was agreed to empower the Deputy Commissioners to delegate to Assistant Commissioners their powers to inspect Municipal Offices

(*c*) Schedule I of the Bill was revised so as to fix the maximum rate of vehicle-tax on motor vehicles as follows —

	Yearly
For every motor bus or lorry	Rs 60
For every motor car weighing 15 cwt or more	,, 40
For every motor car weighing less than 15 cwt	,, 30

(*d*) The Committee agreed that Government may be empowered to limit by rules the classes of traffic on which tolls may be levied by Municipal Councils and in order to do so, it was decided to amend Section 46 so as to authorise the Government to make rules in respect of matters specified in Section 46 (1) also

(*e*) Schedule II of the Bill was revised so as to subject motor lorries to a maximum toll of Rs 2

(*f*) It was decided to add a sub section to Section 23 so that the Vice-President may be deemed to have vacated his office of Vice-President on his being elected or nominated as President

(*g*) It was also agreed to add a sub-section to Section 26 prohibiting Councillors having pecuniary interest in any matter coming before the Council from voting on such subjects as in Section 29 (1) (g) of the Mysore District Boards Regulation

III The Committee desired that a paragraph be added at the end of the report to be submitted to Government, recording their appreciation of the good work done by Mr I K Someswara Iyer and Mr D Sitaramaiya in connection with the Bill

W D 1309—GPB—105—12 8 31

B NARASING RAO
PLEADER

Chamarajapuram
Mysore

27.3.31

26-REV. SECT.
GEN 4643
27 MAR 1931
L. S. G. BRANCH

Mr. K K

AS 2718(31)

Dear Sir,

I have herein enclosed the report of the Committee duly signed.

I am sorry, I was not able to send it earlier, though promptly as I wish I beg you to excuse me.

Yours Sincerely

B Narasingrao

Report of the Special Committee for the consideration of the Municipal Amendment Bills.

We the members of the Committee appointed to consider the Draft Minor Municipalities Bill and the Bill further to amend the Mysore Municipal Regulation, 1906, beg to submit the following final report in continuation of our first Report.

2. The Committee met for seven days on the 1st and 29th September 1928, 6th October 1928, 9th February 1929, 11th January 1930, 15th February 1930 and 10th February 1931 for the consideration of the Bill as further to amend the Mysore Municipal Regulation. The meetings were presided over by Rajamantrapravina Mr. C.S. Balasundaresa Iyer on all the days except the last day when Anjak Ryapravina Mr. P.G. D'Souza, presided in his absence on leave. Messrs. C. Ranganatha Rao Saheb and P. Mahadevayya were appointed as additional members of the Committee in Government Order No. 5033-44/Ml. 91-27-56, dated 29th January 1929. The Committee went into the provisions of the Bill further to amend the Municipal Regulation very carefully clause by clause and also into the several questions referred to them from time to time including the important question of introduction of a provision for regulating trade in cotton and other commodities raised by Mr. C. Ranganatha Rao Sahib, Director of Industries and Commerce in Mysore. As regards this last matter the Committee are of opinion that it is inexpedient to make any provision for this in the Municipal Regulation and it is desirable to have a separate Regulation for controlling Cotton markets on the basis of Bombay Act XVII of 1927. The Director of Industries and Commerce who was present during the discussion of the subject agreed to take needful action accordingly.

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4. The following important principles which are embodied in the Bill have the unanimous support of the Committee.

(1)

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(9) Annual ~~xxx~~ and registration of all vehicles liable to Municipal taxation and increase in the rates of taxes on motor vehicles. (Clause 3 .)

(10) Amplification of the discretionary duties of Municipal councils by including the provision of transport facilities, supply of electricity for lighting and power, promotion of Societies for providing housing accommodation and other matters. (Clause 37).

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In this connection the Committee consider it necessary to prescribe a uniform procedure for the levy of tolls and they recommend that a Tolls Regulation be enacted to regulate the levy of tolls by Government and local bodies.

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Bhavanagar
Member
Committee

PROCEEDINGS OF THE MEETING OF THE MYSORE MUNICIPAL REGULATION AMENDMENT COMMITTEE HELD IN THE CHAMBERS OF THE THIRD MEMBER OF COUNCIL, PUBLIC OFFICES, BANGALORE, AT 2 P M., ON 10TH FEBRUARY 1931

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(*a*) In sub-clause (2) of the clause 4, the words "or 18A" were inserted after the words "Section 18"

(*b*) In the proviso added by sub-clause (5) of clause 15, the word "not" was omitted, as the Committee considered that the out going President should be eligible for re-election

(*c*) Clause 87 was recast so as to empower the Deputy Commissioner to inspect all Municipal Offices and call for records and make Section 173A applicable to City Municipalities also, Section 173A as amended above was also brought within the purview of Section 180A

II Further amendment of the Bill in certain respects was next considered and it was decided to adopt the following modifications —

(*a*) *Section 23 (8)*

It was considered that the President and the Vice-President should be deemed to have vacated their seats —

(*a*) at once if a 'no confidence motion" is passed by a majority of not less than two-thirds of the whole number of Councillors,

(*b*) on the passing of a "no confidence motion" in respect of the same person at a meeting held not less than one month after the first "no confidence motion" was passed by a bare majority

(*b*) It was agreed to empower the Deputy Commissioners to delegate to Assistant Commissioners their powers to inspect Municipal Offices

(*c*) Schedule I of the Bill was revised so as to fix the maximum rate of vehicle-tax on motor vehicles as follows —

	Yearly
For every motor bus or lorry	Rs 60
For every motor car weighing 15 cwt or more	,, 40
For every motor car weighing less than 15 cwt	,, 30

(*d*) The Committee agreed that Government may be empowered to limit by rules the classes of traffic on which tolls may be levied by Municipal Councils and in order to do so, it was decided to amend Section 46 so as to authorise the Government to make rules in respect of matters specified in Section 46 (1) also

(*e*) Schedule II of the Bill was revised so as to subject motor lorries to a maximum toll of Rs 2

(*f*) It was decided to add a sub section to Section 23 so that the Vice-President may be deemed to have vacated his office of Vice-President on his being elected or nominated as President

(*g*) It was also agreed to add a sub-section to Section 26 prohibiting Councillors having pecuniary interest in any matter coming before the Council from voting on such subjects as in Section 29 (1) (g) of the Mysore District Boards Regulation

III The Committee desired that a paragraph be added at the end of the report to be submitted to Government, recording their appreciation of the good work done by Mr I K Someswara Iyer and Mr D Sitaramaiya in connection with the Bill

W D 1999—GPB—105—12 3 31

Office of the President, District Board, Kolar,

Dated, Kolar, the 25th March 1931.

D. C 445/30 31

30.3.31

GOVT. REV SECT 4677

30 MAR 1931

L S G Branch

From

L. VEMA REDDY, Esquire,

President, District Board, K o l a r

To

V. SUBRAMANYA SASTRY, Esquire, B.A.,

Secretary to the Municipal Regulation

Amendment Committee, Bangalore.

Sir,

With reference to your No.L.7525-35 Ml. 216-30-3 dated 14-3-31 forwarding a copy of the final report of the Municipal amendment Committee I have the honour to state that I am agreeable to the amendments proposed and to return the report duly signed.

I have the honour to be,
S i r,
Your most obedient servant,

P r e s i d e n t,
District Board, Kolar, and
Member, Municipal Amendment Committee.

Bill and a sub-clause is added to require the --- Assessor to conduct the Revenue Audit of the -- Municipalities in the District.

(4) Clause. 92.- A sub-clause has been added to clause 92 to amend section 179.A so as to avoid ~~xxxxxxxx~~ specific reference to Minor and Town Municipalities as the need for making distinctions between different Municipalities in the Regulation no longer exists.

(5) Clause 104.- Two sub-sections have been inserted one for omitting the words "in a City Municipality" in section 186.G as these words are no longer necessary and the other for omitting the world and figure in clause (d) of the proviso to section 186.G as no offence for which the Municipal Council may institute criminal proceedings has been specified in Section 45 as amended by clause 30 of the Bill.

3. Your approval to these additional amendments is also requested.

I have the honor to be,

Sir,

Your most obedient servant,

V Subrahmanyam

Secretary,
Municipal ~~xxxxxxx~~ Regulation
Amendment Committee.

Report of the Sub-Committee for the consideration of the Municipal Amendment Bills.

We the members of the Committee appointed to consider the Draft Minor Municipalities Bill and the Bill further to amend the Mysore Municipal Regulation, 1906, beg to submit the following - final report in continuation of our first Report.

2. The Committee met for seven days on the 1st and 29th September 1929, 6th October 1929, 9th February 1929, 11th January 1930, 15th February 1930 and 10th February 1931 for the consideration of the Bill as further to amend the Mysore Municipal Regulation. The meetings were presided by over by Rajamantrapravina Mr. C.S. Balarunieram Iyer on all the days except the last day when Rajakaryapravina Mr. P.C. D'Souza, presided in his absence on leave. Messrs. C. Ranganatha Rao Saheb and P. Mahadevayya were appointed as additional members of the Committee in Government Order No. 5033-44/Ml. 91-27-30, dated 29th January 1929. The Committee went into the provisions of the Bill further to amend the Municipal Regulation very carefully clause by clause and also into the several questions referred to them from time to time including the important question of introduction of a provision for regulating trade in cotton and other commodities raised by Mr. C. Ranganatha Rao Sahib, Director of Industries and Commerce in Mysore. As regards this last matter the Committee are of opinion that it is inexpedient to make any provision for this in the Municipal Regulation and it is desirable to have a separate Regulation for controlling Cotton markets on the basis of Bombay Act XVII of 1927. The Director of Industries and Commerce who was present during the discussion of the subject agreed to take needful action accordingly.

3. A copy of the proceedings of the Committee recorded from time to time and setting forth in detail the several changes discussed and incorporated in the Bill together with a copy of the Bill as finally approved by them is enclosed.

4. The following important principles which are embodied in the Bill have the unanimous support of the Committee.

(1)

(1) Raising the elected element of Municipal Councils to 2/3rds of the total strength. (Clause 4.)

(2) General revision of the Municipal Election Roll to be made once in three years instead of annually. (Clause 6.)

(3) Allowing appeals on points of law to the High Court from the order of the District Judge in election disputes.. (Clause 13.)

(4) Leaving the appointment of Vice-President to the discretion of the Municipal Council and limiting the term of the Presidents and Vice Presidents when elected by the Municipal Councils to one year, and providing for the automatic vacation of office by Presidents and Vice Presidents when resolutions to that effect are passed by the Municipal Council. (Clause.15)

(5) In consideration of the appointment of Chief Officers generally for all Municipalities, divesting the Presidents of their power to generally exercise the executive functions of the Municipal Council and in order to meet the requirements of Municipalities when there is neither a Chief Officer nor a Municipal Commissioner empowering Presidents to exercise all the powers of a Municipal Commissioner in City Municipalities and of a Chief Officer in other Municipalities. (Clause 16)

(6) Essential servants of Municipal Councils such as sweepers etc., to be required to give one month's notice before resigning their office. (Clause 29)

(7) Payments of compassionate gratuity to surviving relations of Municipal employees. (Clause 31(1))

(8) Taking power to Government to frame rules in regard to levy of taxes and other matters incidental thereto to secure uniformity in all rules. (Clause 31(3)

(9) Numbering and registration of all vehicles liable to Municipal taxation and increase in the rates of taxes on motor vehicles. (Clause 33.)

(1) [illegible] to [illegible] of municipal courts to
[illegible] of the total strength. (Clause 6.)

(2) [illegible] I relation of the [illegible] Section will to
[illegible] in every [illegible] of community.
(Clause 6.)

(3) Allow [illegible] on points of law to the High Court from
the order of the District Judge in election liti-
gation. (Clause 15.)

(4) Leaving the appointment of Vice-President to the Lieu-
cution of the Municipal Council and thus limiting the
term of the President and Vice Presidents when elected
by the municipal Council to one year, and providing
for the automatic election of office by Presidents
and Vice Presidents when resolutions to that effect
are passed by the Municipal Council. (Clause 15)

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in neither a Chief Offi[illegible] nor a Municipal Commissioner
[illegible] Presidents to exercise all the powers of a
Municipal Commissioner in City Municipalities and of a
Chief Officer in other Municipalities. (Clause 16)

(6) [illegible] essential powers of Municipal Council each or exerp-
one etc., to be required to give one month's notice --
[illegible] fore resolving their [illegible]. (Clause 25)

(7) Payment of commissioners expenses [illegible] to entailing
[illegible] of Municipal [illegible]. (Clause 31(1))

(8) T[illegible] [illegible] to [illegible] to [illegible] to
[illegible]day of [illegible] in it at [illegible] to
[illegible] unlawfully in all cases. (Clause 31(2)

(9) [illegible] [illegible] [illegible] [illegible] [illegible] [illegible]
[

(10) Amplification of the discretionary duties of Municipal councils by including the provision of transport facilities, supply of electricity for lighting and power, promotion of Societies for providing housing accommodation and other matters. (Clause 37).

(11) Levy of terminal tax when octroi is not levied.(Clause 38

(12) Appointment of an Assessor for assessing taxes imposed in the form of tax on buildings and lands. (Clause 40)

(13) Composition of Octroi and toll. (Clause 49)

(14) Attachment of immoveable property of defaulters for recovery of Municipal revenue. (Clause 51)

(15) Occupation of new buildings to be made after notice to Municipal Council. (Clause 61)

(16) Surcharge of persons responsible by Deputy Commissioners on the report of the Auditor and provision of appeals from orders of Deputy Commissioners. (Clause 84)

(17) Empowering Deputy Commissioners to inspect City Municipal Offices when authorised by Government. (Clause 87 & 93)

(18) Taking power to Government to annul or amend any proceeding or resolution of Municipal Councils or their executive which is not in conformity with law or orders in force.

(19) Appointment of Chief Officer to be compulsory unless exempted by Government. (Clause 96)

(20) Amplification of powers of Chief Officers and Municipal Commissioners. (Clauses 99 & 105)

(21) Raising the maximum rates of taxes on motor vehicles. (Clause 109)

(22) Revision of maximum rates of toll so as to accord with those in force on State Roads and dispensing with tolls on animals. (Clause 110)

In this connection the Committee consider it necessary to prescribe a uniform procedure for the levy of tolls and they recommend that a Tolls Regulation be enacted to regulate the levy of tolls by Government and local bodies.

5. The important changes introduced are also embodied in the

statement of objects and reasons to the Bill.

6. The Committee recommend that the Draft Minor Municipalities Bill already submitted be revised so as to conform as far as possible to the provisions made in the present Bill in all essential matters.

7. The Committee have to specially bring to the notice of Government that of the five urgent matters on which action was recommended in para 8 of their previous report, the Bangalore District L. S. G. Regulation has been amended only in respect of the removal of sex disqualification and that necessary provisions in regard to the remaining matters have been incorporated in the present Bill.

8. In order to facilitate reference, the several sections of the Regulation which would be amended by the Bill are shown against the clauses concerned with the omissions and additions recommended by the Committee clearly noted therein.

9. The Committee wish to bring to the special notice of Government the valuable services rendered by Mr. T.K. Someswara Iyer, Secretary to the Committee and Mr. D. Sitaramaiya, Superintendent of the Local Self Government Branch in connection with the Bill and they take this opportunity to place on record their appreciation of the work rendered by these gentlemen in getting through the work of the Committee. Mr. Sitaramaiya's proficiency in the subject due to his long experience of Municipal matters and the interest he has taken in the work has been of great help to the Committee.

In all future communications please quote—
No 22.3337/30-31
Enc Two

OFFICE OF THE DEPUTY COMMISSIONER,
BANGALORE DISTRICT

Dated, Bangalore, the 6th April *1931*

GEN & REV. SECTT.
8 APR 1931
L. S. G. BRANCH
LL8843

FROM

K.V. Anantaraman, Esqr., B.A ,
Deputy Commissioner,
Bangalore District

To

V. Subrammya Sastry, Esqr , B A.,
Secretary to the Municipal Regulation
Amendment Committee, Bangalore.

SIR,

Subject —

With reference to your letter No L 7525-35/M1 216-30-3 dated 14.3 31 forwarding a copy of the final report of the Municipal Regulation Amendment Committee together with the proceedings of the Committee at the meeting held on the 10th February 1931, I have the honour to enclose the report duly signed by me.

The amendments that you refer to in your letter are suitable and may be adopted

I have the honour to be,
Sir,
Your most obedient servant,

For Deputy Commissioner,
Bangalore District.

K.V /-

Report of the Special Committee for the consideration of the Municipal Amendment Bills.

--

We the members of the Committee appointed to consider the Draft Minor Municipalities Bill and the Bill further to amend the Mysore Municipal Regulation, 1906, beg to submit the following - final report in continuation of our first Report.

2. The Committee met for seven days on the 1st and 29th September 1928, 6th October 1928, 9th February 1929, 11th January 1930, 15th February 1930 and 10th February 1931 for the consideration of the Bill ~~xx~~ further to amend the Mysore Municipal Regulation. The meetings were presided ~~xx~~ over by Ramamantrapravina Mr. C.S. Balasundaram Iyer on all the days except the last day when Rajakaryapravina Mr. P.G. D'Souza, presided in his absence on leave. Messrs. C. Ranganatha Rao Saheb and P. Mahadevayya were appointed as additional members of the Committee in Government Order No. 5033-44/Ml. 91-27-56, dated 29th January 1929. The Committee went into the provisions of the Bill further to amend the Municipal Regulation very carefully clause by clause and also into the several questions -- referred to them from time to time including the important question of introduction of a provision for regulating trade in cotton and other commodities raised by Mr. C. Ranganatha Rao Sahib, Director of Industries and Commerce in Mysore. As regards this last matter the Committee are of opinion that it is inexpedient to make any - provision for this in the Municipal Regulation and it is desirable to have a separate Regulation for controlling Cotton markets on the basis of Bombay Act XVII of 1927. The Director of Industries and Commerce who was present during the discussion of the subject -- agreed to take needful action accordingly.

3. A copy of the proceedings of the Committee recorded from time to time and setting forth in detail the several changes discussed and incorporated in the Bill together with a copy of the Bill as finally approved by them is enclosed.

4. The following important principles which are embodied in the Bill have the unanimous support of the Committee.

~~XX~~

Report of the Special Committee for the consideration of the Municipal Amendment Bills.

We the members of the Committee appointed to consider the Dharwar Minor Municipalities Bill and the Bill further to amend the Dharwar Municipal Regulation, 1908, beg to submit the following final report in continuation of our first Report.

2. The Committee met for seven days on the 1st and 29th September 1928, 6th October 1928, 9th February 1929, 11th January 1930, 15th February 1930 and 10th February 1931 for the consideration of the Bill to further to amend the Dharwar Municipal Regulation. The meetings were presided over by Rao Sahib Narayanrao Mr. G.S. Mahajani Iyer on all the days except the last day when Rajakaryakaravina Mr. P.G. D'Souza, presided in his absence on leave. Messrs. G. Ranganatha Rao Saheb and P. Madhavayya were appointed as additional members of the Committee in Government Order No. 5033-44/M1. 91-27-56, dated 29th January 1929. The Committee went into the provisions of the Bill further to amend the Municipal Regulation very carefully clause by clause and also into the several questions -- referred to them from time to time including the important question of introduction of a provision for regulating trade in cotton and other commodities raised by Mr. G. Ranganatha Rao Saib, Director of Industries and Commerce in Dharwar. As regards this last matter the Committee are of opinion that it is inexpedient to make any - provision for this in the Municipal Regulation and it is desirable to have a separate Regulation for controlling Cotton markets on the basis of Bombay Act XVII of 1927. The Director of Industries and Commerce who was present during the discussion of the subject -- agreed to take needful action accordingly.

3. A copy of the proceedings of the Committee recorded from time to time and setting forth in detail the several changes discussed and incorporated in the Bill together with a copy of the Bill as finally approved by them is enclosed.

4. The following important principles which are embodied in the Bill have the unanimous support of the Committee.

(1) Raising the elected element of Municipal Councils to 2/3rds of the total strength. (Clause 4.)

(2) General revision of the Municipal Election Roll to be made once in three years instead of annually. (Clause 6.)

(3) Allowing appeals on points of law to the High Court from the order of the District Judge in election disputes. (Clause 13.)

(4) Leaving the appointment of Vice-President to the discretion of the Municipal Council and limiting the term of the Presidents and Vice Presidents when elected by the Municipal Councils to one year, and providing for the automatic vacation of office by Presidents and Vice Presidents when resolutions to that effect are passed by the Municipal Council. (Clause.15)

(5) In consideration of the appointment of Chief Officers generally for all Municipalities, divesting the Presidents of their power to generally exercise the executive functions of the Municipal Council and in order to meet the requirements of Municipalities when there is neither a Chief Officer nor a Municipal Commissioner empowering Presidents to exercise all the powers of a Municipal Commissioner in City Municipalities and of a Chief Officer in other Municipalities. (Clause 16)

(6) Essential servants of Municipal Councils such as sweepers etc., to be required to give one month's notice -- before resigning their office. (Clause 29)

(7) Payments of compassionate gratuity to surviving relations of Municipal employees. (Clause 31(1))

(8) Taking power to Government to frame rules in regard to levy of taxes and other matters incidental thereto to secure uniformity in all rules. (Clause 31(3)

(9) Numbering and registration of all vehicles liable to Municipal taxation and increase in the rates of taxes on motor vehicles. (Clause 33.)

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[illegible] of the total strength. (Clause 4.)

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(Clause 6.)

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and Vice Presidents when resolutions to that effect
are not passed by the Municipal Council. (Clause 15)

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tive functions of the Municipal Council and in order
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ers etc., to be required to give one month's notice
before resigning their offices. (Clause 29)

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(8) Taking power to Government to frame rules in regard to
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ensure uniformity in all rules. (Clause 31(2)

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Municipal taxation and increase in the rates of taxes
on motor vehicles. (Clause 32.)

(10) Amplification of the discretionary duties of Municipal councils by including the provision of transport facilities, supply of electricity for lighting and power, promotion of Societies for providing housing accommodation and other matters. (Clause 37).

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(12) Appointment of an Assessor for assessing taxes imposed in the form of tax on buildings and lands. (Clause 40)

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(14) Attachment of immoveable property of defaulters for recovery of Municipal revenue. (Clause 51)

(15) Occupation of new buildings to be made after notice to Municipal Council. (Clause 61)

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(17) Empowering Deputy Commissioners to inspect City Municipal Offices when authorised by Government. (Clause 87 & 93)

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statement of objects and reasons to the Bill.

6. The Committee recommend that the Draft Minor Municipalities Bill already submitted be revised so as to conform as far as possible to the provisions made in the present Bill in all essential matters.

7. The Committee have to specially bring to the notice of Government that of the five urgent matters on which action was recommended in para 8 of their previous report, the Regulation has been amended only in respect of the removal of sex disqualification and that necessary provisions in regard to the remaining matters have been incorporated in the present Bill.

8. In order to facilitate reference, the several sections of the Regulation which would be amended by the Bill are shown against the clauses concerned with the omissions and additions recommended by the Committee clearly noted therein.

9. The Committee wish to bring to the special notice of Government the valuable services rendered by Mr. T.K. Someswara Iyer, Secretary to the Committee and Mr. D. Sitaramaiya, Superintendent of the Local Self Government Branch in connection with the Bill and they take this opportunity to place on record their appreciation of the work rendered by these gentlemen in getting through the work of the Committee. Mr. Sitaramaiya's proficiency in the subject due to his long experience of Municipal matters and the interest he has taken inthe work has been of great help to the Committee.

N. Chandrasekhara Menon
D.C
1/Jan-31

PROCEEDINGS OF THE MEETING OF THE MYSORE MUNICIPAL REGULATION AMENDMENT COMMITTEE HELD IN THE CHAMBERS OF THE THIRD MEMBER OF COUNCIL, PUBLIC OFFICES, BANGALORE, AT 2 P M, ON 10TH FEBRUARY 1931

I The Committee decided to adopt the Draft Bill as revised and printed with the following modifications —

(*a*) In sub-clause (2) of the clause 4, the words "or 18A" were inserted after the words "Section 18"

(*b*) In the proviso added by sub-clause (5) of clause 15, the word "not" was omitted, as the Committee considered that the out going President should be eligible for re-election

(*c*) Clause 87 was recast so as to empower the Deputy Commissioner to inspect all Municipal Offices and call for records and make Section 173A applicable to City Municipalities also, Section 173A as amended above was also brought within the purview of Section 180A

II Further amendment of the Bill in certain respects was next considered and it was decided to adopt the following modifications —

(*a*) *Section 23 (8)*

It was considered that the President and the Vice-President should be deemed to have vacated their seats —

(*a*) at once if a 'no confidence motion" is passed by a majority of not less than two-thirds of the whole number of Councillors,

(*b*) on the passing of a "no confidence motion" in respect of the same person at a meeting held not less than one month after the first "no confidence motion" was passed by a bare majority

(*b*) It was agreed to empower the Deputy Commissioners to delegate to Assistant Commissioners their powers to inspect Municipal Offices

(*c*) Schedule I of the Bill was revised so as to fix the maximum rate of vehicle-tax on motor vehicles as follows —

	Yearly
For every motor bus or lorry	Rs 60
For every motor car weighing 15 cwt or more	„ 40
For every motor car weighing less than 15 cwt	„ 30

(*d*) The Committee agreed that Government may be empowered to limit by rules the classes of traffic on which tolls may be levied by Municipal Councils and in order to do so, it was decided to amend Section 46 so as to authorise the Government to make rules in respect of matters specified in Section 46 (1) also

(*e*) Schedule II of the Bill was revised so as to subject motor lorries to a maximum toll of Rs 2

(*f*) It was decided to add a sub section to Section 23 so that the Vice-President may be deemed to have vacated his office of Vice-President on his being elected or nominated as President

(*g*) It was also agreed to add a sub-section to Section 26 prohibiting Councillors having pecuniary interest in any matter coming before the Council from voting on such subjects as in Section 29 (1) (g) of the Mysore District Boards Regulation

III The Committee desired that a paragraph be added at the end of the report to be submitted to Government, recording their appreciation of the good work done by Mr T K Someswara Iyer and Mr D Sitaramaiya in connection with the Bill

W D 1999—GPB—105—12 3 31

KHAN BAHADUR
MOHAMMED ABBASKHAN

ARCOT SRINIVASACHAR STREET
BANGALORE CITY

9th April 1931

9.4.31

To Mr R R 5/4/31
V. Subrahmanya Sastri Esquire., B.A.,
Municipal Regulation Amendment Committee,
Old Public Offices, Bangalore

GEN & REV 1931 L & G BRANCH

L 4862

Sir,

REPORT OF THE SPECIAL COMMITTEE FOR THE CONSIDERATION OF THE MUNICIPAL AMENDMENT BILLS.

I beg to return herewith duly approved the final report of the Committee and the proceedings of the meeting of the Committee held on 10th February 1931. I very much regret for the delay occured in returning this report and I hope this has not caused you any inconvenience.

I beg to remain,
Sir,
Your most obedient servant,

Mohammed Abbaskhan

Government of His Highness the Maharaja of Mysore.

General and Revenue Secretariat.

No. I. 7525-35 Bangalore, dated the 14th March 1931.
Rev 216-30-2/2

From

V. Subbarayya Shetty, Esq., B.A.,

Secretary to the Municipal Municipalities Committee.

To

Khan Bahadur Mahomed Abbas Khan, Esq.,

Arcot Srinivachar Street, Bangalore

Sir,

I am directed to forward herewith a copy of the final report of the Committee together with the proceedings of the Committee at their sitting held on the 10th February 1931 and to request that it may be kindly placed before the Council in due course.

2. While revising the draft Mysore Municipalities Bill so as to accord in essential matters with the provisions of this Bill as settled at the last meeting, it has been found necessary to incorporate herein the following five amendments which are all consequential to those already approved and without which the Bill could not be passed.

(1) Clause 3.- A suitable substitution for the words "or other" for the words "Town or Limits" in Section 3.A. will be necessary to remove town municipalities from the scope of the existing municipalities.

(2) Clause 12. Amendments in addition to (1) (2) of the Mysore District Municipalities Act have been made to bring the Executive Officer to the Chairman in the matter of the Municipality.

(3) [illegible] the Chairman [illegible]

Bill and a sub-clause is added to require the --- Assessor to conduct the Revenue Audit of the -- Municipalities in the District.

(4) Clause. 92.- A sub-clause has been added to clause 92 to amend section 179.A so as to avoid arbitrary differences to Minor and Town Municipalities as there is for making distinctions between different Municipalities in the Regulation no longer exists.

(5) Clause 104.- Two sub-sections have been inserted one for omitting the words "in a City Municipality" in section 135.C as these words are no longer necessary and the other for omitting the word and figure in clause (d) of the proviso to section 186.C as no offence for which the Municipal Council may institute criminal proceedings has been specified in section 45 as amended by clause 30 of the Bill.

3. Your approval to these additional amendments is also requested.

I have the honor to be,

Sir,

Your most obedient Servant,

V Subramanyasastri

Secretary,
Municipal Taxation Regulation
Amendment Committee.

Approved

Report of the Special Committee for the consideration of the Municipal Amendment Bills.

--

We the members of the Committee appointed to consider the Draft Miror Municipalities Bill and the Bill further to amend the Mysore Municipal Regulation, 1906, beg to submit the following - final report in continuation of our first Report.

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3. A copy of the proceedings of the Committee recorded from time to time and setting forth in detail the several changes discussed and incorporated in the Bill together with a copy of the Bill as finally approved by them is enclosed.

4. The following important principles which are embodied in the Bill have the unanimous support of the Committee.

(1)

(1) Raising the elected element of Municipal Councils to 2/3rds of the total strength. (Clause 4.)

(2) General revision of the Municipal Election Roll to take place once in three years instead of annually. (Clause 6.)

(3) Allowing appeals on points of law to the High Court from the order of the District Judge in election disputes. (Clause 13.)

(4) Leaving the appointment of Vice-President to the discretion of the Municipal Council and ~~xxxx~~ limiting the term of the Presidents and Vice Presidents when elected by the Municipal Councils to one year, and providing for the automatic vacation of office by Presidents and Vice Presidents when resolutions to that effect are ~~xx~~ passed by the Municipal Council. (Clause 15)

(5) In consideration of the appointment of Chief Officers generally for all Municipalities, divesting the Presidents of their power to generally exercise the executive functions of the Municipal Council and in order to meet the requirements of Municipalities when there is neither a Chief Officer nor a Municipal Commissioner empowering Presidents to exercise all the powers of a Municipal Commissioner in City Municipalities and of a Chief Officer in other Municipalities. (Clause 16)

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(8) Leading power to Government to frame rules in regard to levy of taxes and other matters incidental thereto to secure uniformity in all rules. (Clause 31(3)

(9) Enabling early registration of all vehicles liable to Municipal taxation and increase in the rates of taxes on motor vehicles. (Clause 3?.)

(10) Amplification of the discretionary duties of Municipal councils by including the provision of transport facilities, supply of electricity for lighting and power, promotion of Societies for providing housing accommodation and other matters. (Clause 37).

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(13) Composition of Octroi and toll. (Clause 42)

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(17) Empowering Deputy Commissioners to inspect City Municipal Offices when authorised by Government. (Clause 87 & 93)

(18) Taking power to Government to annul or amend any proceeding or resolution of Municipal Councils or their executive which is not inconformity with law or orders in force.

(19) Appointment of Chief Officer to be compulsory unless exempted by Government. (Clause 90)

(20) Amplification of powers of Chief Officers and Municipal Commissioners. (Clauses 99 & 105)

(21) Raising the maximum rates of taxes on motor vehicles. (Clause 109)

(22) Revision of maximum rates of toll so as to accord with those in force on State Roads and dispensing with tolls on animals. (Clause 110)

In this connection the Committee consider it necessary to prescribe a uniform procedure for the levy of tolls and they recommend that a Tolls Regulation be enacted to regulate the levy of tolls by Government and local bodies.

5. The important changes introduced are also embodied in the

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6. The Committee recommend that the Draft Minor Municipalities Bill already submitted be revised so as to conform as far as ~~possible~~ possible to the provisions made in the present Bill in all essential matters.

7. The Committee have to specially bring to the notice of -- Government that of the five urgent matters on which action was recommended in para 8 of their previous report, the Regulation has been amended only in respect of the removal of sex disqualification and that necessary provisions in regard to the remaining matters have been incorporated in the present Bill.

8. In order to facilitate reference, the several sections of the Regulation which would be amended by the Bill are shown -- against the clauses concerned with the omissions and additions recommended by the Committee clearly noted therein.

9. The Committee wish to bring to the special notice of Government the valuable services rendered by Mr. T.K. Someswara Iyer, Secretary to the Committee and Mr. D. Sitaramaiya, Superintendent of the Local Self Government Branch in connection with the Bill and they take this opportunity to place on record their appreciation of the work rendered by these gentlemen in getting through the work of the Committee. Mr. Sitaramaiya's proficiency in the subject due to his long experience of Municipal matters and the interest he has taken in the work has been of great help to the Committee.

Approved, Mohammed Abbas Khan

PROCEEDINGS OF THE MEETING OF THE MYSORE MUNICIPAL REGULATION AMENDMENT COMMITTEE HELD IN THE CHAMBERS OF THE THIRD MEMBER OF COUNCIL, PUBLIC OFFICES, BANGALORE, AT 2 P M, ON 10TH FEBRUARY 1931

I The Committee decided to adopt the Draft Bill as revised and printed with the following modifications —

(*a*) In sub-clause (2) of the clause 4, the words "or 18A" were inserted after the words "Section 18"

(*b*) In the proviso added by sub-clause (5) of clause 15, the word "not" was omitted, as the Committee considered that the out going President should be eligible for re-election

(*c*) Clause 87 was recast so as to empower the Deputy Commissioner to inspect all Municipal Offices and call for records and make Section 173A applicable to City Municipalities also, Section 173A as amended above was also brought within the purview of Section 180A

II Further amendment of the Bill in certain respects was next considered and it was decided to adopt the following modifications —

(*a*) *Section 23 (8)*

It was considered that the President and the Vice-President should be deemed to have vacated their seats —

(*a*) at once if a 'no confidence motion" is passed by a majority of not less than two-thirds of the whole number of Councillors,

(*b*) on the passing of a "no confidence motion" in respect of the same person at a meeting held not less than one month after the first "no confidence motion" was passed by a bare majority

(*b*) It was agreed to empower the Deputy Commissioners to delegate to Assistant Commissioners their powers to inspect Municipal Offices

(*c*) Schedule I of the Bill was revised so as to fix the maximum rate of vehicle-tax on motor vehicles as follows —

	Yearly
For every motor bus or lorry	Rs 60
For every motor car weighing 15 cwt or more	,, 40
For every motor car weighing less than 15 cwt	,, 30

(*d*) The Committee agreed that Government may be empowered to limit by rules the classes of traffic on which tolls may be levied by Municipal Councils and in order to do so, it was decided to amend Section 46 so as to authorise the Government to make rules in respect of matters specified in Section 46 (1) also

(*e*) Schedule II of the Bill was revised so as to subject motor lorries to a maximum toll of Rs 2

(*f*) It was decided to add a sub section to Section 23 so that the Vice-President may be deemed to have vacated his office of Vice-President on his being elected or nominated as President

(*g*) It was also agreed to add a sub-section to Section 26 prohibiting Councillors having pecuniary interest in any matter coming before the Council from voting on such subjects as in Section 29 (1) (g) of the Mysore District Boards Regulation

III The Committee desired that a paragraph be added at the end of the report to be submitted to Government, recording their appreciation of the good work done by Mr T K Someswara Iyer and Mr D Sitaramaiya in connection with the Bill

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Approved,

— Mohammad Akbar Khan

GURUBHAKTATILAKA
Rao Bahadur, N S Nanjundiah,
PLEADER HASSAN

13.4.31

Hassan
12.4.31

To
Mr R R
ನಂ 13/4/31

V Srinivasaraghavaiyangar Esq B A
Secretary. Mysore Legislative
Amendment Committee
& REV SEC.
Bangalore. GEN 4924

L. S. G. BRAND 2/6-

Sir,

Your letter No. L 7525-35 Legis. dated 30-3 dated 14.3.31 forwarding to me a copy of the final report of the Committee and the proceedings of the meeting of the Committee held on 10.2.1931 I entirely agree with the report & proceedings & I approve of the same. I have the honour to be

Your most obedient servant
Sd N Nanjundiah

Appendix F G—1

SUBJECT

Diary No of letter replied to

General and Revenue Secretariat
( )
the *193*

Date of issue 14/4/1931.

Signed by M. Y S Sastri

of enclosures

Copied by

Examined by

Section Ml
File No 216-30
Serial No 5
No L 8468
Report

To The Secretary to Govt
Law ——— ——— ——— ———
——— I am directed to refer to your letter No L-8578 dated 21-2-22 & 28-5-28, forwarding the first report of the committee, I am directed to forward herewith the second and final report, together with a copy of a Bill for these to be amended

[over

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